

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

JANELL ERICKSON, an individual, LYND
TREMAIN, an individual, and NAOMI
GRIMM, an individual, on behalf of themselves
and all persons similarly situated,

Plaintiffs,

v.

OLD REPUBLIC TITLE COMPANY, NORTH
STATE TITLE COMPANY, MARA ESCROW
COMPANY and DOES 1-50, inclusive,

Defendants.

)
) Case No. 3:13-cv-01210-NLS
)
) **COLLECTIVE AND CLASS ACTION**
)
) **SECOND SUPPLEMENTAL**
) **DECLARATION OF BERNELLA**
) **OSTERLUND IN SUPPORT OF**
) **PLAINTIFFS' MOTION FOR FINAL**
) **APPROVAL OF STIPULATION OF**
) **SETTLEMENT OF CLASS AND**
) **COLLECTIVE ACTION**
)
) Date: January 8, 2014
) Time: 10:00 a.m.
) Location: Courtroom A, Edward J. Schwartz
) Courthouse

1 I, Bernella Osterlund, declare as follows:

2
3 1. I am employed by Gilardi & Co., LLC ("Gilardi"), located at 3301
4 Kerner Blvd., San Rafael, California. Gilardi was appointed as the Settlement
5 Administrator in this matter and is not a party to this action. I have personal
6 knowledge of the facts set forth herein and, if called as a witness, could and would
7 testify competently thereto. This Second Supplemental Declaration contains
8 pertinent facts that arose following the filing of my Declaration on December 11,
9 2013 and Supplemental Declaration on December 19, 2013.

10
11 2. On December 26, 2013, Gilardi received an email at
12 oldrepublicsettlement@classactmail.com from a Settlement Class Member who
13 had not received the Settlement Class Notice and wanted to participate in the
14 Settlement. On December 30, 2013, Gilardi sent the Settlement Class Notice to
15 her.

16
17 3. As a result of the opt-outs, the resolution of the disputed
18 workweek claims, and the additional Settlement Class Members, the
19 number of Participating Settlement Class Members and the revised total
20 number of workweeks are as follows:

21	Total Number of Participating Settlement	1,222
22	Class Members	

Executed this 2nd day of January 2014 at San Rafael, California.

¹ In the Class Notice, the aggregate number of workweeks was 139,596 with 84,647 attributable to Settlement Class Members (Escrow Officers) and 54,949 to Settlement Class Members (Escrow Assistants).